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IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

UNITED STATES OF AMERICA,)	CIVIL NO: C 06-1304 SBA
)	
Plaintiff,)	
)	
v.)	WRIT OF ASSITANCE
)	
CHRISTOPHER MURAD, ALLAN)	
BOTTARINI, CAROLE BOTTARINI,)	
ET AL.,)	
)	
Defendants.)	
_____)	

TO THE U.S. MARSHAL FOR THE NORTHERN DISTRICT OF CALIFORNIA,
GREETINGS:

This matter was set for hearing on September 18, 2007. No opposition was filed by the defendants, and therefore under the Local Rules of the Northern District of California and this Court's standing orders, may be treated as unopposed. Accordingly, the defendants, Alan Bottarini and Carole Bottarini (the "Bottarinis" or "Defendants"), having been, by order of the Court on the 22nd day of February, 2007 ("Order"), commanded to deliver possession to the United States of America of the premises therein described, to wit:

Site 81, Pleasure Cover Resort
 Lake Berryessa, Napa County, California

and proof having been made by affidavit of refusal or neglect by the Bottarinis to obey said Order:

1 NOW THEREFORE, you are hereby commanded that, immediately after the reception of
 2 this writ, you are to enter the aforesaid premises, Site 81 in Pleasure Cove resort, Lake
 3 Berryessa,
 4 Napa County, California (the "Property"), and take all necessary steps to put the United States in
 5 possession by doing the following:

- 6 1) Remove Alan Bottarini and Carole Bottarini from the Property, and thereafter
 7 immediately secure the Property for the benefit of the United States;
- 8 2) Remove any personal property remaining on the Property after the departure (or removal)
 9 of the Bottarinis, including but not limited to travel trailers, mobile homes, decks, sheds,
 10 and any other items of any description;
- 11 3) At his discretion, the U.S. Marshal may either (a) immediately dispose of the mobile
 12 home and any personal property removed under paragraph 2), above, from the Property,
 13 including disposal in appropriate debris or garbage containers; or (b) store the mobile
 14 home and such personal property for sale under paragraph 4), below;
- 15 4) The U.S. Marshal may sell or otherwise dispose of the mobile home and any personal
 16 property taken from the Property. Any sale shall be conducted pursuant to 28 U.S.C. §§
 17 2001 and 2004, including by private sale. If the U.S. Marshal later determines that the
 18 mobile home and/or certain personal property that has been stored cannot be sold, he may
 19 abandon it; and
- 20 5) Clean or contract for the clean up of the Property.

21 In addition, the Bottarinis shall reimburse the United States and the U.S. Marshal's Service
 22 for the following, as allowed under 28 U.S.C. § 1921, or any other provision of law:

- 23 1) All costs and fees incurred in connection with the removal of Alan and/or Carole
 24 Bottarini from the Property;
- 25 2) All costs and fees incurred in connection with the removal of any personal property taken
 26 from the Property, including but not limited to travel trailers, mobile homes, decks,
 27 sheds;

28 **WRIT OF ASSISTANCE**

3) All costs and fees associated with any sale of the mobile home or other personal property taken from the Property;

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4) All costs associated with the removal of debris and trash and overall clean-up of the Property;

5) All costs and attorneys fees associated with this motion to obtain a writ of assistance.

Dated: September 11, 2007


SAUNDRA BROWN ARMSTRONG
United States District Judge

WRIT OF ASSISTANCE

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